

PATENT

Attorney Docket No. 349

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James E. DeGrange, Jr., et al. )

Serial No.: 09/777,786 )

Group Art Unit: Unassigned

Filed: February 6, 2001 )

Examiner: Unassigned

For: POWER BALANCED OPTICAL ADD )  
MULTIPLEXER AND BALANCING )  
METHODS THEREFORE )

REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST

35 U.S.C. § 122(b)(2)(B)(ii)

RECEIVED

Assistant Commissioner for Patents  
Washington, DC 20231

FEB 12 2002

Technology Center 2600

Sir/Madam:

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

This request must be signed in compliance with 37 CFR 1.33(b).

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Michael R. Cammarata (Reg. 39,491) at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 50-0308 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

Date: February 6, 2002

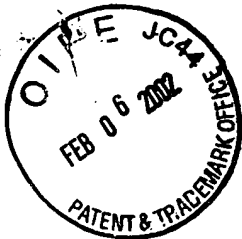
By: 

Michael R. Cammarata  
Reg. 39,491

CIENA Corporation  
1201 Winterson Road  
Linthicum, MD 21090  
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Washington, D.C. 20231

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Sir/Madam:

**TRANSMITTAL LETTER**

Applicant encloses the following document for filing in the above-referenced application:

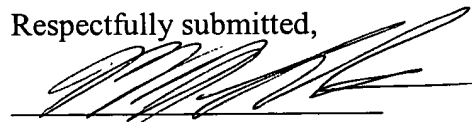
1. Request To Rescind Previous Non-publication Request  
35 U.S.C. § 122(b)(2)(B)(ii).

If there are any other fees due in connection with the filing of this response, please charge such fees to our Deposit Account number 50-0308.

Respectfully submitted,

Dated: February 6, 2002

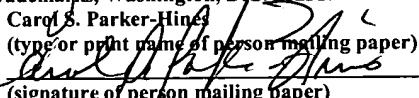
By:

  
Michael R. Cammarata  
Reg. No. 39,491

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1201 Winterson Road  
Linthicum, MD 21090  
Tel.: (410) 865-8500  
Fax: (410) 865-8001

**Certification Under 37 C.F.R. Section 1.10**

I hereby certify that this Transmittal Letter and the document referred to as enclosed therein is being deposited with the United States Postal Service on this 6<sup>th</sup> day of February, 2002 in an envelope marked as "Express Mail Post Office to Addressee" Mail Label Number EV051635382US addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Carol S. Parker-Hines  
(type or print name of person mailing paper)  
  
(signature of person mailing paper)